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Amendment and Response

Applicant: Terry M. Fritz et al.

Serial No.: 10/616,075

Filed: July 9, 2003

Docket No.: 10018793-1

Title: IMAGING SYSTEM CONTROL PANEL METHOD AND APPARATUS

REMARKS

The following Remarks are made in response to the Non-Final Office Action mailed October 27, 2006, in which claims 1-44 were rejected.

With this Amendment, claims 1-11, 13, 14, 16, 19, 20, 28-30, 32, 34, 35, 41, 42, and 44 have been amended to clarify Applicant's invention. Claims 1-44, therefore, remain pending in the application and are presented for reconsideration and allowance.

Claim Rejections under 35 U.S.C. § 102

Claims 1-14, 16-24, 26, 28-30, 32., 34, 35, 37, 39 and 42-44 are rejected under 35 U.S.C. 102(a) as being anticipated by Parry US Publication No. 2003/0030664.

Claim 41 is rejected under 35 U.S.C. 102(e) as being anticipated by Kaylor US Patent No. 6,990,548.

Claims 10 and 15 are rejected under 35 U.S.C. 102(e) as being anticipated by Ashley et al. US Publication No. 2003/0231327.

Claims 16, 17 and 25-27 are rejected under 35 U.S.C. 102(e) as being anticipated by Simpson et al. US Publication No. 2003/0038965.

Claims 29 and 31-33 are rejected under 35 U.S.C. 102(a) as being anticipated by McIntyre US Publication No. 2003/0063305.

Claims 35 and 36 are rejected under 35 U.S.C. 102(e) as being anticipated by Anderson et al. US Publication No. 2004/0203358.

Claims 35, 37, 38 and 40 are rejected under 35 U.S.C. 102(e) as being anticipated by Weaver US Patent No. 6,694,115.

Regarding the rejection of claims 10 and 15 under 35 U.S.C. 102(e), Applicant notes that the earliest effective date of the Ashley U.S. Patent Application Publication No. 2003/0231327 is the filing date of June 3, 2002 which is prior to the filing date of July 9, 2003 of the present patent application.

Accompanying this Amendment and Response is a Declaration of Prior Invention under 37 C.F.R. 1.131 to establish conception of the subject matter of the present patent application in the United States prior to the earliest effective date of June 3, 2002 of the Ashley Publication coupled with due diligence from a date prior to the earliest effective date of the Ashley Publication up to the filing date of the present patent application (i.e.,

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constructive reduction to practice). Applicant, therefore, respectfully requests consideration and entry of the Declaration of Prior Invention under 37 C.F.R. 1.131.

In view of the above, Applicant submits that the Ashe U.S. Patent Application Publication No. 2003/0231327 does not qualify as a reference under 35 U.S.C. 102(e). Applicant, therefore, respectfully requests that the rejection of claims 10 and 15 under 35 U.S.C. 102(e) be reconsidered and withdrawn, and that claims 10 and 15 be allowed.

With this Amendment, independent claim 1 has been amended to clarify that the imaging device includes **"a display panel located on the imaging device," and "a driver resident on the computer for operating the display panel, the driver providing a display configuration for the display panel and displaying a screen representative of the display configuration on a display of the computer."**

With this Amendment, independent claim 5 has been amended to clarify that the graphical panel includes **"a configurable display located on the imaging device," and "a command program to control the configurable display, the command program usable to re-configure the configurable display."**

With this Amendment, independent claim 10 has been amended to clarify that the host-based command application includes **"a configuration module to transmit the new representation to the imaging system for display at the imaging system on the front panel display."**

With this Amendment, independent claim 16 has been amended to clarify that the imaging system includes **"a body," "a controller within the body," "a memory within the body operatively connected to the controller," "a printer mechanism within the body operatively connected to the controller," "a display on the body operatively connected to the controller," and "a communications module within the body operatively connected to the controller, the communications module adapted to receive an external display configuration and to transmit a received display configuration to the controller."**

With this Amendment, independent claim 28 has been amended to clarify that the imaging device includes **"a display panel operatively connected to the controller and located on the imaging device," and "a driver for the display panel, the driver**

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configured to control the display panel, and to display a representation of the display panel for configuration by a user."

With this Amendment, independent claim 29 has been amended to clarify that the method includes **"selecting a set of user preferences for the display panel of the imaging device," "saving the set of user preferences," and "transmitting the set of user preferences to the imaging device for display at the imaging device on the display panel."**

With this Amendment, independent claim 32 has been amended to clarify that the method includes **"displaying a first graphical representation of a display panel for an imaging device," "displaying a second graphical representation of the display panel when a set of user preferences is changed," "saving the set of user preferences," "transmitting the set of user preferences to the imaging device," and "displaying the set of user preferences on the display panel at the imaging device."**

With this Amendment, independent claim 35 has been amended to clarify that the method includes **"configuring the display according to the selected one of the display configurations when the selected one of the display configurations is activated, including displaying the selected one of the display configurations on the display at the imaging system."**

With this Amendment, independent claim 41 has been amended to clarify that the method includes **"programming, remotely to the imaging device, individual user preferences for a display panel located on the imaging device," "transferring the individual user preferences to the imaging device," and "displaying the individual user preferences on the display panel at the imaging device."**

With this Amendment, independent claim 42 has been amended to clarify that the command program includes **"means for selecting a set of user preferences for a display of the imaging device," "means for saving the set of user preferences," and "means for transmitting the set of user preferences to the imaging device for display at the imaging device."**

With respect to the Parry, Kaylor, Simpson, McIntyre, Anderson, and Weaver references, Applicant submits that these references do not teach or suggest an imaging device coupled to a computer as claimed in independent claim 1, do not teach or suggest a graphical

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panel for an imaging device as claimed in independent claim 5, do not teach or suggest a host-based command application as claimed in independent claim 10, do not teach or suggest an imaging system as claimed in independent claim 16, do not teach or suggest an imaging device as claimed in independent claim 28, do not teach or suggest a method of configuring a display panel of an imaging device as claimed in independent claim 29, do not teach or suggest a machine readable medium comprising a set of instructions for causing a processor to perform a method as claimed in independent claim 32, do not teach or suggest a method of reconfiguring a display for an imaging system as claimed in independent claim 35, do not teach or suggest a method of operating an imaging device as claimed in independent claim 41, and do not teach or suggest a command program for an imaging device as claimed in independent claim 42.

In view of the above, Applicant submits that independent claims 1, 5, 10, 16, 28, 29, 32, 35, 41, and 42, and the dependent claims depending therefrom, are each patentably distinct from the Parry, Kaylor, Simpson, McIntyre, Anderson, and Weaver references and, therefore, are each in a condition for allowance. Applicant, therefore, respectfully requests that the rejections of claims 1-44 under 35 U.S.C. 102(a) and/or 102(e) be reconsidered and withdrawn, and that claims 1-44 be allowed.

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CONCLUSION

In view of the above, Applicant respectfully submits that pending claims 1-44 are all in a condition for allowance and requests reconsideration of the application and allowance of all pending claims.

Any inquiry regarding this Amendment and Response should be directed to either Robert D. Wasson at Telephone No. (360) 212-2338, Facsimile No. (360) 212-3060 or Scott A. Lund at Telephone No. (612) 573-2006, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

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Respectfully submitted,

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CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this paper or papers, as described herein, are being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300 on this 20th day of December, 2006.

By

Name: Scott A. Lund